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STATE OF ILLINOIS)
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 COUNTY OF COOK)

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
 COUNTY DEPARTMENT, CRIMINAL DIVISION

PEOPLE OF THE
 STATE OF ILLINOIS

Plaintiff

vs.

ROBERT HEALY

Defendant

13-1113406

**PEOPLE'S FACTUAL PROFFER
 IN SUPPORT OF SETTING BOND**

AUG 15 REC'D
 DOMINICK BROWN
 CLERK OF CIRCUIT COURT

NOW COME the People of the State of Illinois, Plaintiff herein, through their attorney ANITA ALVAREZ, State's Attorney of Cook County, by her Assistant, Nicholas Trutenko, and hereby present their factual proffer in support of setting bond.

I. Introduction:

Section 5/110-5 of the Illinois Code of Criminal Procedure sets forth criteria relevant to determining the amount of bail and conditions of release. 725 ILCS 5/110-5. The information used by the Court in its findings with regard to setting the amount of bail may be presented by way of written proffer, based upon reliable information offered by the State. 725 ILCS 5/110-5.

ROBERT HEALY (the "Defendant") is initially charged by way of Complaint for Preliminary Examination with the felony offenses of: (1) Theft of Governmental Property exceeding \$100,000.00, 720 ILCS 5/16-1 (Class X); and (2) Official Misconduct, 720 ILCS 5/33-3(b) (Class 3), based upon knowingly committing that offense while acting in his official capacity as a public employee (to wit: Treasurer of the Lyons Township Schools).

II. Defendant:

Robert Healy had been employed full-time by the Lyons Township Schools as their Treasurer for 24 years. He is 54 years old, and resides in LaGrange Highlands, Illinois.

III. The Facts:

The Township Trustees of Schools system was created by the First General Assembly of the State of Illinois in 1819, in order to administer the finances of the school districts within the various townships of the State. Under this system, Township School Trustees are elected by the people; and this Board of Trustees, in turn, may appoint a Township School Treasurer to oversee its finances.

Defendant was appointed as the Treasurer of the Township Trustees of Schools Township 38 North, Range 12 East (commonly known as "Lyons Township Schools") on July 1, 1988; and continued to serve in that capacity for the following 24 years, until his resignation effective September 1, 2012.

The Lyons Township Schools Treasurer's Office, located in LaGrange Park, manages more than \$280 million of taxpayer money on behalf of 13 school districts and agencies in the western suburbs of Cook County (Western Springs School District #101 in Western Springs; LaGrange School District #102 in LaGrange Park; Lyons School District #103 in Lyons; Cook County School District #104 in Summit/Argo; LaGrange School District #105 in LaGrange; Highlands School District #106 in LaGrange Highlands; Pleasantdale School District #107 in Burr Ridge; Willow Springs School District #108 in Willow Springs; Indian Springs School District #109 in Justice; Lyons Township High School District #204 in LaGrange; Argo Community High School District #217 in Summit/Argo; LaGrange Area Department of Special Education in LaGrange; and the West 40 Intermediate Service Center in Bellwood). The school districts managed by the Lyons Township Schools Treasurer are comprised of 28 elementary schools, 5 middle schools, 3 junior high schools, 1 grade school, and 2 high schools; totaling 39 schools and 21,273 students.

As Treasurer, Defendant was responsible for maintaining and safely keeping all monies, books and papers belonging to the 13 school districts and agencies under his control. This process required Defendant to invest school funds and to manage payroll for the 13 school districts and agencies. Accordingly, Defendant was entrusted with access to school district funds, and authorized to sign checks and make withdrawals from school district bank accounts for legitimate school business.

Starting in fiscal year 1989-1990, and continuing through April 20, 2012, Defendant added unauthorized compensation to his bi-monthly paychecks, or otherwise issued himself additional salary and benefits totaling \$630,346.78. Additionally, Defendant made 105 unauthorized wire transfers out of the Lyons Township Schools' account at Amalgamated Bank in to his personal bank account at Northern Trust Bank from February 26, 2002 through April 21,

2011, totaling \$900,853.32. Also, Defendant made an unauthorized wire transfer on July 11, 2011 in the amount of \$7,547.51 to Infiniti of Orland Park toward the down payment on a lease of his personal vehicle, a 2012 Infiniti M37X. The total of the 106 unauthorized wire transfers = \$908,400.83. The total of all unauthorized payments (by check and by wire) to Defendant or on his behalf = \$1,538,747.61 (more than 15 times the \$100,000.00 threshold Class X amount).

IV. Bond Recommendation:

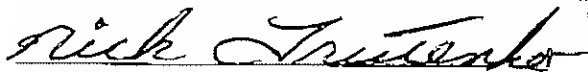
Section 5/110-5 of the Illinois Code of Criminal Procedure sets forth criteria relevant to determining the amount of bail and conditions of release. 725 ILCS 5/110-5. In particular, the Court may consider whether the offense involved the corruption of a public employee; the weight of evidence against Defendant; the likelihood of conviction; the sentence applicable upon conviction; whether there exists motivation or ability to flee; and the amount of unrecovered proceeds lost as a result of Defendant's offense. Here, Defendant was a public employee, entrusted with the fiduciary obligation to safely keep over \$280 million of taxpayer money on behalf of over 21,000 school children throughout the western suburbs of Cook County. The weight of evidence against Defendant and the likelihood of his conviction are great. Should the Defendant be convicted, Defendant faces the prospect of a lengthy prison sentence of up to 30 years in the Illinois State Penitentiary, and no less than the mandatory minimum of six (6) years. Therefore, the prospect of Defendant facing a substantial prison sentence invites the risk of his flight from prosecution. Furthermore, Defendant stole more than \$1.5 million in this case, and the prospect of the victim school districts ever recouping said monies from Defendant is negligible.

Based upon matters discussed herein, the People of the State of Illinois recommend that this Honorable Court set a substantial bond in this case.

Respectfully submitted,

ANITA ALVAREZ
STATE'S ATTORNEY OF COOK COUNTY

BY:



Nicholas Trutenko
Assistant State's Attorney